

HOUSE BILL 1416

By Watson

AN ACT to amend Tennessee Code Annotated, Title 55,
Chapter 4, Part 1, relative to registration and
licensing of motor vehicles.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-4-101(c), is amended by adding the following language as a new, final sentence thereto:

Each applicant for registration shall provide a valid photographic identification, or a legible photocopy thereof issued by the state or United States government verifying their identification and legal presence in the state.

SECTION 2. Tennessee Code Annotated, Section 55-4-101(d)(1), is amended by deleting the first sentence in its entirety and by substituting instead the following language:

Consequent upon finding the photographic identification of the applicant and the title to the vehicle or application therefor in order and all fees required under chapters 1-6 of this title duly tendered, the county clerk shall forward the application for registration, together with the proper fee, to the department in the manner provided by law, and the department upon registering the vehicle shall issue or cause to be issued a registration certificate and license plate or plates therefor to the owner; provided, that any person operating a vehicle under the terms of a bona fide lease agreement of not less than ninety (90) days' tenure may, with the written consent of the owner and such other reasonable evidence of right to possession of the vehicle as the commissioner may require, apply to the department for and be issued registration and plate or plates thereunder.

SECTION 3. Tennessee Code Annotated, Section 55-4-119(a), is amended by deleting subdivisions (1), (2) and (3) in their entirety and by substituting instead the following language:

(1) By proper application and upon presentation of a valid photographic identification issued by the state or United States government verifying the new owner's identification and legal presence in the state, and either the last certificate of title, or a bill of sale properly endorsed by the former owner and duly assigned to the new owner, as provided in §§ 55-3-118 and 55-4-101;

(2) Where the motor vehicle has been advertised and sold under any conditional sales contract, or other lien which shall be noted on the then outstanding certificate of title without the necessity of judicial proceedings, a new certificate of title and registration may be obtained by the new owner upon an application therefor regularly filed, accompanied by an affidavit made by the lienor, stating that the motor vehicle has been repossessed and sold under and by virtue of the terms of the lien and the law applicable thereto, together with the outstanding certificate of title, if available, a copy of a valid photographic identification issued by the state or United States government verifying the new owner's identification and legal presence in the state, and such other and additional information as may be reasonably required by the commissioner;

(3) Where the motor vehicle has been sold under and by virtue of an order of any court, or by virtue of an execution duly issued by any court or its clerk, the new owner will be entitled to a certificate of title and registration thereof upon an application therefor, being duly filed together with a certified copy of such court order or execution, showing the return thereon, an affidavit of the person who shall actually sell the motor vehicle by virtue of such court order or execution that such sale has been conducted in a legal and proper manner and in accordance with the terms of the lien contract, and if sold under a lien, noted on the certificate of title, together with the certificate of title, if available, a copy of a valid photographic identification issued by the state or United States government verifying the new owner's identification and legal presence in the

state, and such other information as may be reasonably required by the commissioner;
or

SECTION 4. Tennessee Code Annotated, Section 55-4-119(d), is amended by adding the following language as new subdivision (2) and by designating the present language as new subdivision (d)(3):

(2) A copy of a valid photographic identification issued by the state or United States government verifying the new owner's identification and legal presence in the state; and

SECTION 5. This act shall take effect July 1, 2007, the public welfare requiring it.